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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

KIMBERLY ALLEN, Personal  
Representative of the Estate of TODD  
ALLEN, Individually, on Behalf of the  
Estate of TODD ALLEN, and On Behalf  
of the Minor Child, PRESLEY GRACE  
ALLEN

Plaintiff/Appellee,

v.

UNITED STATES OF AMERICA,

Defendant/Appellant.

Case No. 3:04-cv-0131-JKS

**NOTICE OF TRANSCRIPTS  
TO BE ORDERED FOR CIVIL  
APPEAL**

The United States submits its notice and designation of the portions of the transcript to be ordered for purposes of the civil appeal in this case. The designated dates for the trial proceedings and transcripts are:

1. The daily trial transcripts for June 25, 2007 through June 28, 2007
2. The daily trial transcripts for July 2, 2007 and July 3, 2007

Including the live and videotaped testimony of witnesses: Kimberly Allen, Pat Ambrose, R.N., Dr. Richard Brodsky, Dr. Robert Cantu, Dr. Susan Dietz, Susie Edwards, R.N., Donna Fearey R.N., Lloyd Kompkoff, Dr. Loretta Lee, Dr. Michael Levy, Dr. Frank Mannix, Elda Ramirez R.N., Dr. Richard Rubenstein, Dr. Ronald Shallat, and Susan Shott Ph.D., and

Plaintiff's and Defendant's Closing Arguments.

Within ten (10) days after this notice by appellant, the appellee shall serve on the appellant notice of any additional portions of the transcripts which are deemed necessary for the purposes of appeal.

RESPECTFULLY SUBMITTED on February 6, 2008, in Anchorage, Alaska.

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 6, 2008,  
a copy of the foregoing **NOTICE OF  
TRANSCRIPTS TO BE ORDERED  
FOR CIVIL APPEAL** was served  
electronically on Donna McCready.

s/ Gary M. Guarino